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6 Attorneys for Defendant, Counter-Defendant and
Cross-Defendant ECO DRY OF AMERICA, INC.

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

11 KFD ENTERPRISES, INC., a California
corporation dba Norman's Dry Cleaners,

12 Plaintiff,

13 v.

14 CITY OF EUREKA, et al.,

15 Defendant.

CASE NO. CV-08-04571-MMC

**STIPULATION AND ~~PROPOSED~~
ORDER RE: VOLUNTARY DISMISSAL
WITHOUT PREJUDICE OF
PLAINTIFFS' THIRD AMENDED
COMPLAINT AGAINST DEFENDANT
ECO DRY OF AMERICA, INC.**

[FRCP Rule 41(a)(2)]

17 AND RELATED CROSS-CLAIMS AND
THIRD PARTY CLAIMS

Action Filed: October 1, 2008

19
20 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff and Counter
21 Defendant KFD ENTERPRISES, INC., dba NORMAN'S DRY CLEANER ("PLAINTIFF") and
22 Defendant, Counter-Defendant and Cross-Defendant ECO DRY OF AMERICA, INC. ("ECO
23 DRY") through their respective counsel of record, as follows:

24 PLAINTIFF'S Third Amended Complaint shall be dismissed without prejudice as to
25 Defendant ECO DRY only. Each party shall bear their own fees and costs.

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1 IT IS SO STIPULATED.

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3 DATED: September ___, 2010

GREBEN & ASSOCIATES

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5 By: /s/ Jan Adam Greben
6 JAN ADAM GREBEN
7 DANIELLE LAUREN DE SMITH
8 Attorneys for Plaintiff and Cross-defendant KFD
ENTERPRISES INC. DBA NORMAN'S DRY
CLEANER

9 DATED: September ___, 2010

LEWIS BRISBOIS BISGAARD & SMITH LLP

10
11 By: /s/ Robert Farrell
12 GLENN A. FRIEDMAN
13 ROBERT FARRELL
14 Attorneys for Defendant, Counter-Defendant and
Cross-Defendant ECO DRY OF AMERICA,
INC.

15 (The filer hereby attests that concurrence in the filing of this document has been obtained
16 from the signatory above).

17 /S/ Robert Farrell
18 Robert Farrell

19 IT IS SO ORDERED.

20
21 DATED: September 15, 2010

22 
23 JUDGE OF THE UNITED STATES DISTRICT
24 COURT